

FILED

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

MAR 10 1993

SECRETARY, BOARD OF
OIL, GAS & MINING

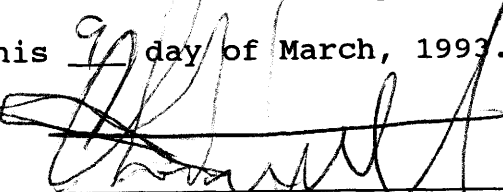
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IN THE MATTER OF THE BOARD	:	JOINT MOTION TO DISMISS
ORDER TO SHOW CAUSE RE:	:	
POTENTIAL PATTERN OF	:	DOCKET NO. 92-041
VIOLATIONS, INCLUDING	:	CAUSE NO. ACT/015/025
NOTICES OF VIOLATION NOS.	:	
N91-35-1-1 AND N91-26-7-2(#2),	:	
CO-OP MINING COMPANY, BEAR	:	
CANYON MINE, ACT/015/025	:	

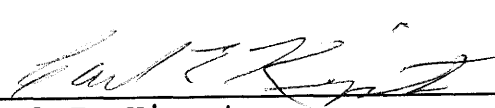
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The Division of Oil, Gas and Mining ("Division") and Co-Op Mining Company ("Co-Op") respectfully request that the Board dismiss the above entitled matter. Based on the additional research of counsel for both parties, the mechanistic approach adopted by the Division for determination of pattern would in all likelihood be found to be more stringent than the application of the parallel federal statute and rules. Both parties, therefore, move, based on their additional research and in the interest of justice, that the Board dismiss this matter with prejudice.

Respectfully submitted this 9 day of March, 1993.



Thomas A. Mitchell
Assistant Attorney General
Attorney for the Division of
Oil, Gas and Mining



Carl E. Kingston
Attorney for Co-Op Mining Company